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## Full Text of California Initiative

**Initiative Title** TREATMENT OF THE SICK AND DISABLED

**Sec. of State #** 1946-t-1

**Year** 1946

**Qaulified?** Failed to Qualify

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### Summary

TREATMENT OF THE SICK AND DISABLED. INITIATIVE. Permits treatment of the sick and disabled by system of naturopathy. System to include, among other methods, electrotherapy, herbs, glands, biochemistry, minor surgery, bone setting, and obstetrics. Creates board to license and regulate practice of, and add new methods to, the system. Provides persons having previously practiced one or more branches of the system under license shall be licensed without examination. Provides those licensed to practice may use title "Naturopathic Physician" or "Doctor of Naturopathy," or "N. D." Establishes educational requirements, subject to change by board. Provides penalties for practicing without license.

### Initiative Text

AN ACT permitting treatment of the sick and disabled by system of naturopathy. System to include, among other methods, electrotherapy, herbs, glands, biochemistry, minor surgery, bone setting, and obstetrics. Creates board to license and regulate practice of, and add new methods to, the system. Provides persons having previously practiced one or more branches of the system under license shall be licensed without examination. Provides those licensed to practice may use title "Naturopathic Physician" or "Doctor of Naturopathy", or "N. D." Establishes educational requirements, subject to change by board. Provides penalties for practicing without license.

*The People of the State of California Do Enact as Follows:*

Section 1. For the purposes of this act Naturopathy is defined as a system of treating and rehabilitating the human body by a special combination of scientific and natural methods found to be peculiarly efficacious in cases where the patient has suffered disability from war or occupational services or any other illness of ailment or disability acquired naturally, traumatically, or from any other source or sources. The system and methods include physiotherapy, mechanotherapy, electrotherapy, herbs, glands, biochemistry, anesthesia, minor surgery, bone and fracture setting, obstetrics, gynecology.

Section 2. There is hereby created a naturopathic board of examiners hereafter termed the Naturopathic Board (board). The board shall consist of five members to be appointed by the Governor within 30 days after this act becomes a law. Each member of the said board shall be a naturopathic physician under this act. The terms of office of the members of the board first

appointed shall be as follows: Two for two years, two for three years, and one for four years, all commencing 60 days after the effective date of the passage of this act. All subsequent appointments of the members shall be for terms of four years each and until their successors are appointed and have qualified. The Governor shall fill all vacancies, and no person shall be appointed, after the original appointments have been made, who has not been in the continuous practice of Naturopathy in the State of California for a period of two years immediately prior to the time of appointment.

Section 3. It shall be the duty of the board to carry into effect the provisions of this act. The board shall meet within 30 days after the appointment of the first board and shall organize. At its first meeting and annually thereafter the board shall elect one of the members president, three members vice-president, and one secretary-treasurer, each of whom shall have the power during his term of office to summon witnesses, administer oaths, and take testimony and affidavits certifying thereto under his hand and the seal of the board, and they shall continue to hold office, in any event, until their successors are lawfully selected. The board shall have power to issue rules and regulations commensurate with the purposes and objects of this act, and to provide by rule or regulation for new or additional methods of naturopathy that may be practiced in this State in addition to those set forth in the act, and such methods as approved by the board, in addition to those set forth in this statute, shall be deemed to be the practice of naturopathy by naturopathic physicians in this State. No practice approved by this act may be disapproved or changed by the naturopathic board.

Section 4. One license shall be issued to naturopathic physicians in the form and substance as follows:

"Physicians License State of (Seal of the California State of California)

To Whom It May Concern:

Know Ye That.....has complied with all of the provisions of an act creating a State Naturopathic Board, etc., and approved.....(date) 194..., and acting under the authority conferred by said law, we hereby certify that he has been duly and regularly qualified to practice as a

Naturopathic Physician

within the State of California: and this is, and shall be his license, entitling him to practice the aforementioned profession, with all the rights and privileges conferred and implied by the said law.

In Witness Whereof, we, the undersigned, members of the State Naturopathic Board, have affixed our signatures hereunto and caused the seal of said board to be hereon impressed, at the City of Sacramento, State of California, this.....day of ....., 19.....  
President. License No. .... Secretary-Treasurer."

Each license shall be approved by a majority of the board and may be signed by the president, secretary-treasurer, or any other two members of the board.

Section 5. Any person holding a valid, unrevoked naturopathic license shall have the right to practice naturopathy as defined in this act. The holder of a naturopathic license may also sign birth and death certificates, and he or she shall be a competent expert witness in any court or before any board or officer in the State of California. Such a license also shall be accorded the use of the State, county or city biological, bacteriological, chemical and pathological laboratories.

Section 6. Except as herein provided the minimum educational requirements for a license under the provisions of this act shall be a high school education and one college year of physics, chemistry, biology and zoology as shown by diploma or certification from a standard school, or the

equivalent of such education, and subsequent graduation from a college or school of naturopathic therapeutics, which training shall give a residence course of not less than four years of eight months per year, or its equivalent. Such course shall be devoted to the study and training in the science of Naturopathy for a total of not less than 4,000 hours, which shall include the study of the following subjects:

Group 1. Anatomy, including embryology and histology.....14% to 18% Group 2. Physiology ..... 4 1/2% to 6% Group 3. Bio-chemistry ..... 3 1/2% to 4 1/2% Group 4. Pathology, bacteriology, and immunology.....10% to 13% Group 5. Naturopathy, including physiotherapy, electrotherapy, hydrotherapy, and other therapies within the science of naturopathy.....20% Group 6. Preventive methods and hygiene..... 3% to 4% Group 7. Chemistry of naturopathy, hygiene and sanitation, dietetics .....20% Group 8. Obstetrics and minor surgery, urology, roentgenology .....10% Elective ..... 4%

The State Naturopathic Board shall have power and authority to alter the courses of study to further the purposes of this act.

Section 7. Any person who shall possess a valid, unrevoked license from the State Medical Board, **Chiropractic** Board or Naturopathic Board of this or any other State, who shall present evidence of having practiced one or more branches of naturopathy prior to the passage of this act, shall be given a license to practice naturopathy in this State without examination, provided such person applies for his or her license within six months after the passage of this act and deposits a filing fee of fifty dollars (\$50) with the State Board of Naturopathy, if a resident of the State of California, but if a nonresident, deposits a fee of one hundred dollars (\$100). The Naturopathic Board shall also have the power to establish reciprocal licensure with any state, territory or country.

Section 8. The time limit within which such application may be made shall not apply to men or women who have been, or now are in the armed service of the United States, and said persons may apply for such license at any time while in the service, or within two years from their discharge or release from the military service.

Section 9. The State Board of Naturopathy shall have complete control and supervision of the licensing of and of all licensed naturopaths in the State and such naturopaths shall not be subject to discipline or prosecution for violation of this or any other act relating to the healing arts except upon a complaint of an investigator of the State Naturopathic Board. Any other board, person or peace officer having any cause for complaint against any person practicing naturopathy shall first refer the same to the Naturopathic Board and said board shall have exclusive jurisdiction in the matter of the conduct and discipline of naturopaths in their practice of the healing arts or any subject allied therewith.

Section 10. Any person now or hereafter practicing or entitled to practice as a naturopathic physician whose qualifications have been approved by the board shall be granted a license upon the payment of the required fee, and shall be entitled to use the title Naturopathic Physician, or Doctor of Naturopathy, or the letters N. D.

Section 11. The board shall have full power to authorize the establishment of naturopathic colleges, hospitals and sanitariums to teach and/or train naturopathy in this State and to approve the curricula and the granting of licenses upon the taking of the required courses.

Section 12. The Board shall also have the right and power to prescribe rules and regulations for the complete government of naturopathy, in furtherance of the purposes of this act, and such rules and regulations shall have the force of law.

Section 13. The Board shall have power to examine applicants and to issue and revoke licenses to practice naturopathy, as herein provided. It shall also have power to do any and all things

necessary or incidental to the exercise of the powers and duties herein granted or imposed.

Section 14. The Board shall refuse to grant or may revoke a license to practice naturopathy in this State or may cause the licensee's name to be removed from all records of licensed practitioners of naturopathy in this State upon any of the following grounds, to wit:

The employment of fraud or deception in applying for a license or in passing an examination as provided in this act; the impersonation of another practitioner of like or different name; the conviction of a crime involving moral turpitude; habitual intemperance in the use of ardent spirits to such an extent as to incapacitate him from the performance of his professional duties; advertising directly or indirectly that he or she will treat, cure, or attempt to treat or cure any venereal disease; any violation of the provisions of the Naturopathic Act.

Any person against whom cause exists for revocation of his or her license shall be given a notice to show cause why his license should not be revoked, which notice shall be served upon him at his last known address and either in person or by mail and shall thereupon be granted a hearing before the board in person or by an attorney, and witnesses may be examined by the board respecting the guilt or innocence of the accused and a vote taken thereon. Should the license be revoked, the secretary shall notify the licensee that his certificate has been revoked and it shall be his duty to surrender said license to the board forthwith and upon his failure to do so he shall be guilty of a misdemeanor and subject to a fine of five hundred dollars (\$500) or six months in jail, or both.

At any time after six months following the revocation or cancellation of the license, the board may, by a majority vote, reissue said license to the person affected, restoring him to or conferring upon him all the rights and privileges granted by his original license or certificate. Any person to whom such rights have been restored shall pay to the secretary the sum of twenty-five dollars (\$25) upon the issuance of a new license.

Section 15. Renewals of license shall be issued annually upon the payment of a five dollar (\$5) fee. Any person or persons who shall practice any branch or branches of naturopathy without a license so to do shall be guilty of a misdemeanor and upon conviction thereof shall be fined one hundred (\$100) to six hundred (\$600) or imprisonment from one month to six months in the county jail, or both.

Section 16. The State Naturopathic Board shall meet as a board on the first Monday of January and June of each year, at either Los Angeles, San Francisco, or Sacramento and at such other times and places as may be found necessary for the performance of its duties. Each member of the board shall receive a per diem of twenty-five (\$25) dollars for attending meetings and for any examinations that may be held by them or under their supervision, and in addition thereto shall receive all reasonable expenses which shall be approved by a majority of the members of the board.

The offices of the board shall be in the city of Sacramento, California, but suboffices may be established in Los Angeles and San Francisco, and such records as may be necessary may be transferred to such suboffices.

Legal proceedings by or against the board may be instituted in any one of the said three cities.

Section 17. The secretary-treasurer of the board shall receive a salary of not less than three thousand five hundred dollars (\$3,500) per year nor more than five thousand dollars (\$5,000) per year.

Section 18. The Naturopathic Board shall have the power to appoint its own attorney, who shall not be connected with any other State board, office, or body, and to fix the salary of such attorney. The attorney for the board shall advise the board in all legal matters relating to its

functions and the performance of its duties, and he may select such assistants to aid and assist the board as he desires.

Section 19. The board shall also have power and authority to appoint such inspectors as it deems necessary and proper for the enforcement of the act, and such inspectors shall be deemed peace officers for all purposes. The board may also hire such other employees as are necessary for the enforcement of the act and to pay them such salary or salaries as it deems fit and proper.

Section 20. The objects and powers specified in each section, subsection, paragraph and provision of this act, shall, except where expressly limited, be in nowise limited or restrained by inference from the terms of any other clause in any other part of this act, but the powers and object specified in each of the sections of this act shall be regarded as independent and separate purposes and powers of this act and shall be deemed valid and operative in every respect.

Section 21. By reason of the fact that vast numbers of veterans of World War II are returning to civilian life in this State, many of whom are in need of the care of Naturopathic Physicians, and many of whom have received care, treatment and rehabilitation by naturopathic methods, it is necessary and is the primary purpose of this act, to provide a recognition in this State of the science of naturopathy and the licensing of naturopathic physicians in order that such veterans may properly receive the benefits of this type of healing art, regulated, controlled and supervised by the State and to permit veterans who have carried on this work to continue it in the State under State supervision and regulation.